

MISCELLANEOUS CASE COVER SHEET

3/2011

PLAINTIFFS Securities Investor Protection Corporation Attorney's (Firm Name, Address, and Telephone Number) Becker & Poliakoff LP, 45 Broadway, New York, NY 10006 (212) 599-3322 Attorneys for Appellant	DEFENDANTS Bernard L. Madoff Investment Securities LLC Attorneys (If Known) Baker & Hostetler LLP, 45 Rockefeller Plaza, New York, NY 10111 (212) 589-4200 Attorneys for Trustee
DESCRIPTION OF CASE 28 USC 158, appeal of an Order granting sixth interim applications for fees and expenses of Trustee and his counsel	Has this or a similar case been previously filed in SDNY ? Hon. Judge Daniels, Hon. Judge Batts, Hon. Judge Scheindlin No? <input type="checkbox"/> Yes? <input checked="" type="checkbox"/> Judge Previously Assigned If yes, was this case: Vol. <input type="checkbox"/> Invol. <input checked="" type="checkbox"/> Dismissed. No <input checked="" type="checkbox"/> Yes <input checked="" type="checkbox"/> If yes, give date _____ & Case No. M-47
NATURE OF CASE <input type="checkbox"/> M 08-65 Letters Rogatory - Cuba <input type="checkbox"/> M 08-85 Motion to Compel <input type="checkbox"/> M 08-85 Motion to Quash <input type="checkbox"/> M 08-86 Internet Infringement <input type="checkbox"/> M 08-88 Surety Companies <input type="checkbox"/> M 08-425 Sureties Proceedings <input type="checkbox"/> M 09-282 Attorney Change of Name <input type="checkbox"/> M 09-342 Letters Rogatory - Costa Rica <input type="checkbox"/> M 09-372 Letters Rogatory - Spain <input type="checkbox"/> M 10-7 Letters Rogatory - Argentina <input type="checkbox"/> M 10-63 Letters Rogatory - Sweden <input type="checkbox"/> M 11-03 SEC Litigation to Freeze Account <input type="checkbox"/> M 11-120 Letters Rogatory - Mexico <input type="checkbox"/> M 11-188 Subpoenas - Habeas Corpus <input type="checkbox"/> M 11-189 Subpoenas - Habeas Corpus <input type="checkbox"/> M 12-160 Letters Rogatory - Canada <input type="checkbox"/> M 12-329 Letters Rogatory - Italy <input type="checkbox"/> M 13-72 Letters Rogatory - Brazil <input type="checkbox"/> M 15-306 Letters Rogatory - Puerto Rico <input type="checkbox"/> M 15-377 Letters Rogatory - Venezuela <input type="checkbox"/> M 16-59 Letters Rogatory - Czech Republic <input type="checkbox"/> M 16-88 Sale of Unclaimed Seamen's Effects <input type="checkbox"/> M 16-286 Letters Rogatory - Guatemala <input type="checkbox"/> M 16-347 Letters Rogatory - Columbia <input type="checkbox"/> M 18-66 Forfeiture Proceedings - Funds Held in trust. 28 USC 1746 <input type="checkbox"/> M 18-113 Letters Rogatory - Tanzania <input type="checkbox"/> M 18-117 Letters Rogatory - Poland <input type="checkbox"/> M 18-302 Registration of a Judgment From Another District <input type="checkbox"/> M 18-304 Administrative Subpoena Proceedings <input type="checkbox"/> M 18-305 Registration of Student Loan Judgment <input type="checkbox"/> M 18-981 Nonjudicial Civil Forfeiture Proceeding <input type="checkbox"/> M 19-4 Letters Rogatory - Jamaica <input type="checkbox"/> M 19-5 Letters Rogatory - Trinidad & Tobago <input type="checkbox"/> M 19-25 Order Authorizing IRS Officer to Enter Premises for Levy <input type="checkbox"/> M 19-42 Letters Rogatory - Egypt <input type="checkbox"/> M 19-43 Letters Rogatory - Estonia <input type="checkbox"/> M 19-51 Letters Rogatory - Algeria <input type="checkbox"/> M 19-58 General Bonds in Admiralty Purs. to Local Admiralty Rule 8 <input type="checkbox"/> M 19-60 Letters Rogatory - Bulgaria <input type="checkbox"/> M 19-63 Receivers - Property in Other Districts <input type="checkbox"/> M 19-67 Letters Rogatory - Chile <input type="checkbox"/> M 19-70 Letters Rogatory - France <input type="checkbox"/> M 19-71 Letters Rogatory - Thailand	<input type="checkbox"/> M 19-73 Letters Rogatory - Austria <input type="checkbox"/> M 19-76 Letters Rogatory - Turkey <input type="checkbox"/> M 19-77 Letters Rogatory - Arabia <input type="checkbox"/> M 19-78 Denial to Sue In Forma Pauperis <input type="checkbox"/> M 19-80 Letters Rogatory - Morocco <input type="checkbox"/> M 19-82 Letters Rogatory - Japan <input type="checkbox"/> M 19-83 Letters Rogatory - Australia <input type="checkbox"/> M 19-84 Letters Rogatory - Switzerland <input type="checkbox"/> M 19-85 Letters Rogatory - Denmark <input type="checkbox"/> M 19-86 Letters Rogatory - India <input type="checkbox"/> M 19-88 Letters Rogatory - Germany <input type="checkbox"/> M 19-89 Letters Rogatory - Guinea <input type="checkbox"/> M 19-90 Letters Rogatory - Norway <input type="checkbox"/> M 19-91 Letters Rogatory - West Pakistan <input type="checkbox"/> M 19-92 Letters Rogatory - Bahamas <input type="checkbox"/> M 19-96 Letters Rogatory - Great Britain <input type="checkbox"/> M 19-98 Letters Rogatory - Somalia <input type="checkbox"/> M 19-99 Letters Rogatory - Netherlands <input type="checkbox"/> M 19-101 Letters Rogatory - Aruba <input type="checkbox"/> M 19-102 Letters Rogatory - Peru <input type="checkbox"/> M 19-103 Letters Rogatory - Andorra <input type="checkbox"/> M 19-104 Letters Rogatory - Brussels <input type="checkbox"/> M 19-106 Letters Rogatory - Mauritania <input type="checkbox"/> M 19-107 Letters Rogatory - Luxembourg <input type="checkbox"/> M 19-109 Letters Rogatory - Portugal <input type="checkbox"/> M 19-110 Letters Rogatory - Israel <input type="checkbox"/> M 19-111 Letters Rogatory - Ecuador <input type="checkbox"/> M 19-112 Letters Rogatory - Ireland <input type="checkbox"/> M 19-113 Letters Rogatory - Haiti <input type="checkbox"/> M 19-114 Letters Rogatory - Greece <input type="checkbox"/> M 19-115 Letters Rogatory - Belgium <input type="checkbox"/> M 19-116 Letters Rogatory - Russia <input type="checkbox"/> M 19-117 Letters Rogatory - Hong Kong <input type="checkbox"/> M 19-118 Letters Rogatory - Bermuda <input type="checkbox"/> M 19-119 Letters Rogatory - Monaco <input type="checkbox"/> M 19-120 Letters Rogatory - Hungary <input type="checkbox"/> M 19-121 Letters Rogatory - Lithuania <input type="checkbox"/> M 19-122 Letters Rogatory - Latvia <input type="checkbox"/> M 19-123 Letters Rogatory - Finland <input type="checkbox"/> M 19-130 Letters Rogatory - Kazakhstan <input type="checkbox"/> M 19-131 Letters Rogatory - Dabal <input type="checkbox"/> M 19-132 Letters Rogatory - New Zealand <input type="checkbox"/> M 19-133 Letters Rogatory - Belarus

NATURE OF CASE CONTINUED

M 19-134 Letters Rogatory - Cyprus
 M 19-135 Letters Rogatory - South Africa
 M 19-136 Letters Rogatory - Jersey
 M 19-137 Letters Rogatory - Antigua
 M 19-138 Letters Rogatory - Saint Vincent Grenadines
 M 19-139 Letters Rogatory - British Virgin Islands
 M 19-141 Letters Rogatory - Korea
 M 19-143 Letters Rogatory - Liechtenstein
 M 19-145 Letters Rogatory - Slovak Republic
 M 19-146 Letters Rogatory - China
 M 19-148 Letters Rogatory - Anguilla
 M 19-151 Letters Rogatory - Ukraine
 M 19-152 Letters Rogatory - Croatia
 M 19-155 Letters Rogatory - Special Court for Sierra Leone
 M 19-156 Letters Rogatory - Moldova
 M 19-193 Letters Rogatory - Yugoslavia
 M 19-194 Letters Rogatory - Philippines
 M 19-195 Letters Rogatory - Pakistan
 M 19-196 Letters Rogatory - Zimbabwe
 M 19-197 Letters Rogatory - Nigeria
 M 19-198 Letters Rogatory - Namibia
 M 19-199 Letters Rogatory - Indonesia
 M 19-200 Letters Rogatory - Zambia
 M 19-201 Letters Rogatory - Romania
 M 19-300 Letters Rogatory - Uruguay
 M 19-301 Letters Rogatory - Uganda
 M 19-302 Letters Rogatory - Singapore
 M 19-303 Letters Rogatory - Mauritius
 M 19-305 Letters Rogatory - Panama
 M 19-373 Letters Rogatory - Vietnam
 M 19-374 Letters Rogatory - Cayman Islands
 M 19-376 Letters Rogatory - Kenya
 M 19-378 Letters Rogatory - Azerbaijan
 M 19-379 Letters Rogatory - Guam
 M 19-380 Letters Rogatory - Paraguay
 M 19-382 Letters Rogatory - Bangladesh
 M 19-383 Letters Rogatory - Albania
 M 19-384 Letters Rogatory - Malawi
 M 19-385 Letters Rogatory - Montenegro
 M 19-386 Letters Rogatory - Seychelles
 M 22-1 Designation by U.S. Attorney of Individual to accept service of summons and complaint
 M 22-2 Designation of individual to issue certified copies in bankruptcy part
 M 23 Petition to Perpetuate Testimony
 M 25-1 Order for Entry to Effect Levy - IRS Matter
 M 25-2 Permission to have access to safe deposit boxes
 M 26-1 Proceeding to Enforce Order of Administrator - National Credit Union
 M 26-2 Application to Enforce Administrative Order Rule 5A Rule of Division of Business among District Judges
 M 28 Warrant for Entry & Inspection of Premises
 M 29 Privacy Act Application
 M 30 Privacy Act Application
 M 31 Order of Commodity Exchange Commission Directing Person to Pay Money
 M 32 Petition for Writ to Produce Federal Prisoner in State Court
 M 33 Inspection Warrant - Department of Energy
 M 34 Order of Another District Court that the State Court Produce
 M 35 Order to Stay Transfer of Federal Prisoner
 M 36 National Labor Relations Board
 M 37 Application to Re-Open Civil Case(s) that are more than 25 years old
 M 38 Application for Reassignment of Bankruptcy Proceeding
 M 39 Application for Discovery and Inspection of Defendant Detained in Federal Prison

M 41 Order of Return of 28:2254/2255 Petition
 M 42 Order Denying Stay of Deportation
 M 43 Contempt of Court in Bankruptcy
 M 44 Claim Compensation under Longshoremens & Harbor Workers Compensation Act
 M 46 Order From Another District for Public Viewing
 M 47 Bankruptcy Cases - Before Appeal Filed
 M 47B Transmission of Proposed Findings of Fact and Conclusions of Law
 M 48 Application for Appointment of Counsel - No Case In This Court
 M 49 Order Denying Commencement of Civil Action
 M 51 Order to Show Cause - Case Being Transferred from Northern District of New York
 M 52 Application for Leave to File a Complaint
 M 53 Order Barring Individual from Entering Courthouse Building
 M 54 Immigration Naturalization - Order Delaying Deportation
 M 55 Petition for Appointment of Impartial Umpire - Labor Management Relations Act and Others
 M 58 Application for Extension of Time to File Petition for Removal
 M 59 Application to Produce Federal Prisoner in State Court
 M 67 Notice of Eviction to Squatters (USA Cases)
 M 70 Asbestos Litigation - SDNY
 M 71 Application re: Federal Rules Cr. 11(e)(2)
 M 72 Order of Attachment of Another District - EDNY
 M 73 Subpoena to Government Agency
 M 75 Application for Writ of Garnishment
 M 76 Central Violations Bureau
 M 77 Application to have subpoena issued to person living in this district regarding action in foreign country or tribunal
 M 87 Order Returning Fees in Miscellaneous Matters
 M 88 Order Denying Leave to File Civil Case(s) Under Seal
 M 90 Order of Attachment

Other (Please Specify) Appeal 28 USC 158

DO YOU CLAIM THIS CASE IS RELATED TO A MISCELLANEOUS CASE NOW PENDING IN THE SDNY?
IF SO, STATE:

JUDGE Honorable Judge Rakoff MISCELLANEOUS CASE NUMBER NUMBER 11-3775

NOTE: Please submit at the time of filing an explanation of why cases are deemed related

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

Appellants:

Marsha Peshkin and over 800 Other Customers of Bernard L. Madoff Investment Securities LLC as listed on Exhibit A to the Chaitman Declaration; Becker & Poliakoff, 45 Broadway, New York, NY 10006

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

Appellee:

Irving H. Picard, as Trustee for the Liquidation of Bernard L. Madoff Investment Securities LLC; Baker & Hostetler LLP, 45 Rockefeller Plaza, New York, NY 10111

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

CHECK ONE: THIS ACTION SHOULD BE ASSIGNED TO

WHITE PLAINS

MANHATTAN

DATE 7/25/2011

SIGNATURE OF ATTORNEY OF RECORD

ADMITTED TO PRACTICE IN THIS DISTRICT

U.S. GOVERNMENT ATTORNEY

NO

YES (DATE ADMITTED MO. 6 YR. 1978)

ATTORNEY BAR CODE# HC4266

RECEIPT #

Ruby J. Krajick, Clerk of Court, by _____, DATED _____.

NOTES:

Civil Cover Sheet Addendum: Explanation of Relatedness

Movants submit that this case is related to *Picard v. Greiff*, No. 11 civ. 3375 (JSR), an action pending in this Court before the Honorable Judge Rakoff and also arising out of the liquidation of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act. This action and the *Greiff* action present overlapping issues of non-bankruptcy law, primarily the issue of whether the Trustee's fee arrangement with Baker & Hostetler violates BLMIS customers' right to due process.